

REMARKS

The Office allows claims 1-6 indicating the application is in condition for allowance except for formal matters, so that prosecution as to the merits is closed in accordance with Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Claims 1-6 (1 independent claims; 6 total claims) remain pending in the application.

The Office objects to the drawings indicating that Figure 7 needs labeling (in words) to facilitate an understanding of the invention from the drawings. Per a phone conference between Examiner Hal Wachsman and Applicant's Attorney Shahpar Shahpar on August 24, 2004, Applicant is submitting a Replacement Sheet for Figure 7 with words labeling the numbered elements. Thus, Applicant respectfully requests withdrawal of this objection.

The Office indicates that the declaration in the claim for foreign priority block for PCT/JP00/01627 has the block checked for "priority not claimed". This is a typographical error, because the parent application (US application number 09/700,583, now registered U.S. Patent No. 6,714,882) is a national stage application of PCT/JP00/01627. To confirm this, Applicant's electronic filing of the declaration properly indicates the priority claim. More specifically, the Applicant's electronic filing of this application indicates that this application is a Division of US application number 09/700,583 (§371(c) date of January 19, 2001) and claims priority to PCT/JP00/01627 (March 16, 2000) and Japanese Application No. 11-71071 (March 16, 1999). The filing receipt from the Office for this application properly indicates that domestic priority is claimed to 09/700,583 (§371(c) date of January 19, 2001, now U.S. Patent No. 6,714,882), and foreign priority is claimed to both PCT/JP00/01627 (March 16, 2000) and Japanese Application No. 11-71071 (March 16, 1999). Since the declaration filed in this application is a copy of the declaration filed in the parent application US application number 09/700,583 and US application number 09/700,583 is a national stage application of PCT/JP00/01627, this priority data is confirmed.

The Office indicates that the Cross Reference to Related Applications section on page 1 of this application does not provide appropriate information. Applicant has amended the specification to properly identify the related applications, status, priority, and filing date.

The Office indicates that each claim is not the object of a sentence. Applicant has amended the page on which the claims begin to read "What is claimed is:" in order to address this matter. Applicant notes that at the time of the filing of this application electronically, the

electronic software provided by the Office did not allow for the insertion of any words prior to the text of the claims.

The Office objects to claim 1 because each element of the claim is not separated by a line indentation. Applicant amends claim 1 to include the indentation formatting as requested by the Office. This amendment to claim 1 is solely for formatting purposes. There is no amendment to the words of claim 1. Applicant notes again that at the time of the filing of this application electronically, the electronic software provided by the Office did not allow for the insertion of any indentation in the text of the claims.

Finally, the Office indicates that claims 1-6 are allowable over the prior art because the prior art does not disclose claimed elements. Specifically, the Office states that the prior art fails to disclose a control section for controlling charging/discharging of a secondary battery based on a voltage detected by a voltage detection section "of the secondary battery". Applicant assumes that the Office meant a voltage "of the secondary battery" detected by a voltage detection section. The Office also states that the prior art fails to disclose a temperature detected by the temperature detection section "of the secondary battery". Applicant assumes that the Office meant a temperature "of the secondary battery" detected by the temperature detection section.

Support for any amendments may be found in the originally filed specification, claims, and figures. No new matter has been introduced by these amendments. Reconsideration of this application is respectfully requested.

CONCLUSION

Thus, the Applicant respectfully submits that the present application is in condition for allowance. Reconsideration of the above formalities is thus requested. Applicant invites the Office to telephone the undersigned if he or she has any questions whatsoever regarding this Response or the present application in general.

Respectfully submitted,

Date:

8-24-04

By:



Shahpar Shahpar
Reg. No. 45,875

SNELL & WILMER L.L.P.
One Arizona Center
400 East Van Buren
Phoenix, Arizona 85004-2202
Phone: (602) 382-6306
Fax: (602) 382-6070
Email: sshahpar@swlaw.com